

FACSIMILE COVER SHEET

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Date: November 23, 2004

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Signed: 
Jung-hua Kuo

Sender: Jung-hua Kuo, Reg. No. 41,918

Re: U.S. Pat. App. No. 10/750,330
Entitled: Modular Data Center
Attorney Docket Number: GOOGP015

Pages: 8 (including this facsimile cover page)

To: Patent and Trademark Office
Art Unit: 2835
Examiner: Unknown
Fax No.: (703) 872-9306

MESSAGE:

Enclosed are:

- (1) Transmittal (1 page);
- (2) Request To Correct Inventorship (1 page);
- (3) Statement of William H. Whitted (1 page);
- (4) Statement of Gerald Aigner (1 page); and
- (5) Declaration (3 pages).

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Whitted

Application No: 10/750,330

Filed: December 30, 2003

Title: Modular Data Center

Attorney Docket No. GOOGP015

Examiner: Unknown

Art Unit: 2835

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the US Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on November 23, 2004.

Signed: 

Jung-hua Kuo

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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NOV 23 2004**TRANSMITTAL**

Sir:

Transmitted herewith are a Request To Correct Inventorship and accompanying documents for the above-identified application.

- ☐ Applicants hereby petition for a _ month(s) extension of time to respond to the outstanding Office Action.
- ☒ Please charge the processing fee of \$130.00 as set forth in 37 C.F.R. § 1.17(i) to Deposit Account No. 50-1217 (Order No. GOOGP015). A copy of this sheet is enclosed.
- ☒ Applicants believe that no Extension of Time is required; however, if it is determined that such an extension is required, Applicants hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1217 (Order No. GOOGP015).
- ☒ If the required fees are missing or any additional fees are required during the pendency of the subject application, please charge such fees or credit any overpayment to Deposit Account No. 50-1217 (Order No. GOOGP015). A copy of this sheet is enclosed.

Respectfully submitted,



Jung-hua Kuo
Reg. No. 41,918
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Los Altos, CA 94024
Telephone: (650) 988-8070
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Whitted

Application No: 10/750,330

Filed: December 30, 2003

Title: Modular Data Center

Attorney Docket No. GOOGP015

Examiner: Unknown

Art Unit: 2835

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Signed: 

Jung-hua Kuo

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO CORRECT INVENTORSHIP UNDER 37 C.F.R. 1.48(a)

Sir:

The inventive entity set forth in the 37 C.F.R. § 1.63 oath or declaration filed in the Response to Notice to File Missing Parts for the above-referenced patent application (the "application") on May 6, 2004 is in error, and such error arose without any deceptive intention on the part of the person named as an inventor or on the part of the persons who through error were not named as inventors.

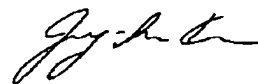
Accordingly, applicant respectfully requests that the inventorship be amended to reflect both inventors as follows:

Name	Address	Citizenship
William H. Whitted	469 West Meadow Street Palo Alto, CA 94306	United States
Gerald Aigner	Dahliastrasse 8, 8008 Zurich Switzerland	Austria

Accompanying this Petition are the following:

1. Statement of William H. Whitted.
2. Statement of Gerald Aigner.
3. Declaration by the actual inventors as required by 37 C.F.R. § 1.63.
4. Processing fee of \$130.00 as set forth in 37 C.F.R. § 1.17(i).

Respectfully submitted,



Jung-hua Kuo
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Whitted

Attorney Docket No. GOOGP015

Application No: 10/750,330

Examiner: Unknown

Filed: December 30, 2003

Art Unit: 2835

Title: Modular Data Center

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Signed: 

Jung-hua Kuo

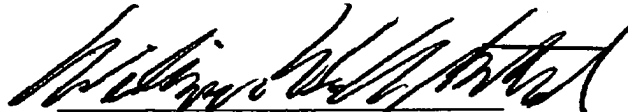
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Statement of William H. Whitted

I, William H. Whitted, declare:

1. I am a properly named inventor of the above-referenced patent application (the "application"). Prior to the filing of the application, I reviewed and understood the contents of the specification including the claims.
2. Despite my review, an error was made with respect to the naming of the inventors. In particular, Gerald Aigner was excluded as an inventor.
3. The inventorship error was made without deceptive intention on my part. Gerald Aigner should be added as an inventor for the application.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: OCT. 25TH, 2004

William H. Whitted

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Whitted

Attorney Docket No. GOOGP015

Application No: 10/750,330

Examiner: Unknown

Filed: December 30, 2003

Art Unit: 2835

Title: Modular Data Center

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Signed: 

Jung-hua Kuo

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Statement of Gerald Aigner

I, Gerald Aigner, declare:

1. My name was omitted from the list of inventors identified for the above-referenced patent application. I have reviewed and understand contents of the specification including the claims, as amended in the Preliminary Amendment filed on October 19, 2004. I believe that my name should be added as an inventor for the present application.

2. The inventorship error was made without deceptive intention on my part.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 10/25, 2004


Gerald Aigner

**DECLARATION AND POWER OF ATTORNEY FOR ORIGINAL
U.S. UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**

Attorney Docket No. GOOGP015

As the below-named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MODULAR DATA CENTER

the specification of which,

1. ☐ is attached hereto.
2. ☒ was filed on December 30, 2003 as
U.S. Application No. 10/750,330 or
PCT International Application Number _____
and was amended on _____.
3. ☐ was filed on _____ as
International PCT Application No. _____
and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, CFR § 1.56.

I hereby claim foreign priority benefits under Title 35, United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)**Priority Benefits Claimed?**

_____ (Application Number)	_____ (Country)	_____ (Filing Date)
_____ (Application Number)	_____ (Country)	_____ (Filing Date)

☐ Yes ☐ No☐ Yes ☐ No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Prior Provisional Application(s)

_____ (Application No.)	_____ (Filing Date)
_____ (Application No.)	_____ (Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Application(s)

_____ (Application No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)
_____ (Application No.)	_____ (Filing Date)	_____ (Status - patented, pending, abandoned)

And I hereby appoint the following patent attorney(s) and/or patent agent(s) as my principal attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Kulpreet Rana (Reg. No. 43,127)

Karl Sun (Reg. No. 45,143)

Michelle Lee (Reg. No. 40,695)

Amin Zoufonoun (Reg. No. 48,065)

Jung-hua Kuo (Reg. No. 41,918)

Please Direct all Correspondence To: **Customer No. 23689**

Jung-hua Kuo
Attorney at Law
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Los Altos, CA 94024
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Facsimile: (650) 988-8090

Direct Telephone Calls To: Jung-hua Kuo at telephone number (650) 988-8070

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

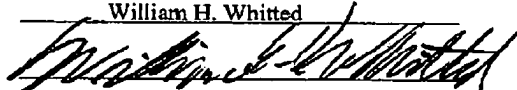
Typewritten Full Name of

Sole or First Inventor:

William H. Whitted

Citizenship: United States

Inventor's signature:



Date of Signature: Nov. 18TH, 2004

Residence: (City)

Palo Alto

(State/Country) CA/US

Mailing Address:

469 West Meadow Street, Palo Alto CA 94306

Full Name of Second Joint

Inventor (if any):

Gerald Aigner

Citizenship: Austria

Inventor's signature:

Date of Signature:

Residence: (City)

Zurich

(State/Country) Switzerland

Mailing Address:

Dahliastrasse 8, Zurich Switzerland 8008

And I hereby appoint the following patent attorney(s) and/or patent agent(s) as my principal attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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Jung-hua Kuo (Reg. No. 41,918)

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Typewritten Full Name of

Sole or First Inventor: William H. Whitted Citizenship: United States

Inventor's signature: _____ Date of Signature: _____

Residence: (City) Palo Alto (State/Country) CA/US

Mailing Address: 469 West Meadow Street, Palo Alto CA 94306

Full Name of Second Joint

Inventor (if any): Gerald Aigner Citizenship: Austria

Inventor's signature: Gerald Aigner Date of Signature: 11/18/2004

Residence: (City) Zurich (State/Country) Switzerland

Mailing Address: Dahliastrasse 8, Zurich Switzerland 8008